

Person Filing: (A) _____
Address (if not protected): _____
City, State, Zip Code: _____
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Email Address: _____
ATLAS Number: _____
Lawyer's Bar Number: _____

FOR CLERK'S USE ONLY

Representing ☐ Self, without a Lawyer or ☐ Attorney for ☐ Petitioner OR ☐ Respondent

SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

Case Number: _____

Name of Petitioner

Name of Respondent

MOTION FOR POST-DECREE TEMPORARY ORDER WITHOUT NOTICE FOR MODIFICATION OF

☐ LEGAL DECISION MAKING/CUSTODY

☐ PARENTING TIME

☐ Other: _____

I MAKE THE FOLLOWING STATEMENTS TO THE COURT UNDER OATH OR BY AFFIRMATION:

1. **MY NAME IS:** _____
(Name of Person asking for Emergency Order)

2. **REASONS WHY I NEED THIS ORDER.** Explain in detail the emergency facts which now exist, what irreparable injury (serious or life-threatening injury or damage that cannot be prevented or undone) to you or the child(ren) that might occur without this Order: (Use additional paper if necessary):

☐ Check here if continued on attached page(s).

3. **PEOPLE INVOLVED.** This Motion concerns the following people:

Name of Mother: _____
Name of Father: _____
Name of Other Person: _____
Name of Other Person: _____
Name(s) of Children: _____

4. **REQUIRED INFORMATION: NOTICE OR REASONS WHY NOTICE NOT ATTEMPTED.**
Actual Notice regarding a request that affects another party's rights concerning his or her children is normally required. Check the box to indicate whether you gave or attempted to give notice to any other parties or their attorneys.

☐ **I GAVE or ATTEMPTED TO GIVE NOTICE TO THE OTHER PARTY AS FOLLOWS:**

Explain when, how, and to whom you attempted to give notice.

OR,

☐ **I DID NOT ATTEMPT TO GIVE NOTICE BECAUSE:**

If you checked this box you **MUST** explain what injury, loss or damage you or the child(ren) would suffer if you gave the other party advance notice of this Motion. (Use additional paper if necessary).

☐ Check here if continued on attached page(s).

5. **I FILED OR I AM GOING TO FILE a "regular" petition for modification of legal decision making (custody) and/or parenting time in the Superior Court of Arizona in Maricopa County,** I have attached a copy of that petition to the Judge's copy and to the other party's copy of this Motion.

That request was filed or is going to be filed on this month/day/year: _____

6. **INFORMATION ABOUT OTHER EMERGENCY CASES INVOLVING THE SAME PARTIES OR CHILDREN:** Check the boxes that apply and write in the information requested.

☐ **Current emergency cases:** To the best of my knowledge, there are no pending proceedings for emergency orders about these children in any other court. (If this is *not* a true statement, this Court may not be able to enter an Order and you may want to consult a lawyer for advice.)

☐ **Past emergency cases:** Either or both parties have filed for emergency court orders in the past. (If so, complete the following information. Use additional paper if necessary.)

Names of Parties: _____

Date of Order, Judgment, Dismissal, etc.: _____ Case No. _____
Location of court (City and state): _____

Explain Type of Case: (Juvenile, Criminal, Order of Protection, etc.) _____

Explain what order or judgment said, or basis for dismissal:

7. **ALL OTHER COURT CASES INVOLVING EITHER OR BOTH OF THE PARTIES:** Describe all other court cases that involve either or both of the parties, whether pending or not, including criminal cases. Complete all the information for each court order (use extra paper if necessary).

Names of Parties: _____

Date of Order, Judgment, Dismissal, etc.: _____ Case No. _____
Location of court
(City and state): _____

Explain Type of Case:
(Juvenile, Criminal, Order of Protection, etc.) _____

Explain what order or judgment said, or basis for dismissal: _____

Status of Case Now: _____

☐ Final Order Entered; Case is Over. Date Order/Judgment signed: _____

☐ Hearing Date Set On (date): _____ at (time): _____

Court Location/address: _____

☐ Other (explain in detail): _____

☐ Check here if continued on attached page(s).

8. **ANY OTHER GOVERNMENT AGENCY INVOLVEMENT WITH EITHER OR BOTH THESE PARTIES, OR THESE CHILDREN:** State whether there have been or are any complaints with or investigations by any government agency, including Child Protective Services, involving the parties or the child(ren). If so, explain the agency, date, type of case, and status of case.

9. **CRIMES OF EITHER PARTY:** Explain here if either parent or people involved with this Petition have been charged with committing a **dangerous crime** including child molestation or domestic violence:

I MAKE THE FOLLOWING REQUESTS TO THE COURT:

1. For a “Temporary Modification Order Without Notice” as follows: Check the boxes that apply:

- ☐ Awarding me Temporary Legal Decision Making and Physical Custody of the child(ren) until a full court hearing.
- ☐ Canceling parenting time (formerly “visitation”) for the other party until a full court hearing.
- ☐ Changing the parenting time schedule until a full court hearing, as follows:

☐ Other (explain): _____

2. For a court hearing where the parties can testify about the facts related to this “*Motion for a Temporary Modification Order Without Notice*” and the “*Petition for Modification of Legal Decision Making (Custody) and/or Parenting Time,*” so that the Judge can decide whether to continue or modify the terms of any emergency (without notice) Order.

3. For any other order that is in the best interests of the minor children named above.

UNDER OATH OR BY AFFIRMATION

I swear or affirm under penalty of perjury that the contents of this document are true and correct to the best of my knowledge and belief.

Date

Petitioner’s Signature

Sworn to or Affirmed before me this _____ by _____
(Date)

Printed Name

My Commission Expires: (or _____
Seal below)

Deputy Clerk or ☐ Notary Public